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In re:

Kevin Jared Rosenberg, : Chapter 7
: Case No. 18-35379
Debtor. :

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Kevin Jared Rosenberg,

Plaintiff, :
v. : Adversary Proceeding
: Case No. 18-09023
NY State Higher Education Services Corp., :
Defendant.

**ORDER REMOVING AUSTIN C. SMITH AS ATTORNEY OF RECORD AND
DIRECTING HIM TO TURN OVER RECORDS TO DEBTOR**

WHEREAS, Kevin Jared Rosenberg ("Debtor"), by counsel Austin C. Smith, Esq., commenced this voluntary chapter 13 case on March 18, 2020. (*See* ECF No. 1); and

WHEREAS, on November 27, 2023, Debtor filed a letter requesting his attorney, Austin C. Smith, Esq., be removed as attorney of record as he has left the practice of law (*See* ECF No. 134); and

WHEREAS, on December 19, 2023, this Court held a hearing on the letter to consider the request for removal; and

WHEREAS, Debtor appeared and explained that his attorney has left the practice of law and Debtor has been unable to obtain his records from the attorney; and

WHEREAS, Austin C. Smith failed to appear at the hearing;

BASED ON THE FOREGOING, IT IS NOW HEREBY

ORDERED, that Austin C. Smith is removed as the attorney of record for this case and is directed to turn over Debtor's documents to Debtor.

Dated: January 3, 2024
Poughkeepsie, New York



/s/ Cecelia G. Morris

Hon. Cecelia G. Morris
U.S. Bankruptcy Judge